

02-09-05

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Attorney Docket No. 9052-84

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Denecke et al.

Confirmation No.: 1446

Application Serial No.: 09/868,434

Group Art Unit: 1638

Filed: January 10, 2002

Examiner: A. Kubelik

For: *Enhancing Plant Pathogen Resistance Via Increasing BiP levels*

Date: February 8, 2005

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME
 (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of one month to respond to the submission of a Notice of Appeal on November 8, 2004.

2. A response in connection with the matter for which this extension is requested:

☐ is filed herewith.

☒ has been filed in the form of a continuation application.

3. Applicant:

☐ Claims small entity status. See 37 CFR 1.27.

☒ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

	Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input checked="" type="checkbox"/>	one month	\$120.00	\$60.00
<input type="checkbox"/>	two months	\$450.00	\$225.00
<input type="checkbox"/>	three months	\$1,020.00	\$510.00
<input type="checkbox"/>	four months	\$1,590.00	\$795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Fee Enclosed \$120.00

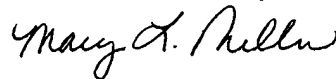
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- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Commissioner is hereby authorized to charge Deposit Account No. 50-0220 in the amount of the fee required.

Respectfully submitted,



Mary L. Miller
Registration No. 39,303

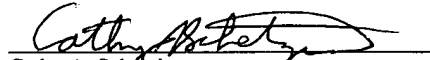
Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401
Customer Number 20792

CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EV 473658284 US

Date of Deposit: February 8, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Cathy A. Schatzina